

1
2 IN THE UNITED STATES DISTRICT COURT
3

4 FOR THE NORTHERN DISTRICT OF CALIFORNIA
5

6 OMAR ALVAREZ,
7 Plaintiff,

No. C 04-05053 CW

CONDITIONAL ORDER
OF DISMISSAL

v.
8

CITY OF OAKLAND,
9

Defendant.
10 _____ /
11

12 The parties hereto, by their counsel, having advised the
13 Court that they have agreed to a settlement of this cause,
14

15 IT IS HEREBY ORDERED that this cause be dismissed with prejudice;
16 provided, however, that if any party hereto shall certify to this
17 Court, with proof of service of a copy thereon on opposing counsel,
18 within 90 days from the date hereof, that the agreed consideration for
19 said settlement has not been delivered over, the foregoing Order shall
20 stand vacated and this cause shall forthwith be restored to the
21 calendar to be set for trial.
22

IT IS SO ORDERED.
23

Dated: 2/22/06
24

Claudia Wilken

25 CLAUDIA WILKEN
United States District Judge
26
27
28